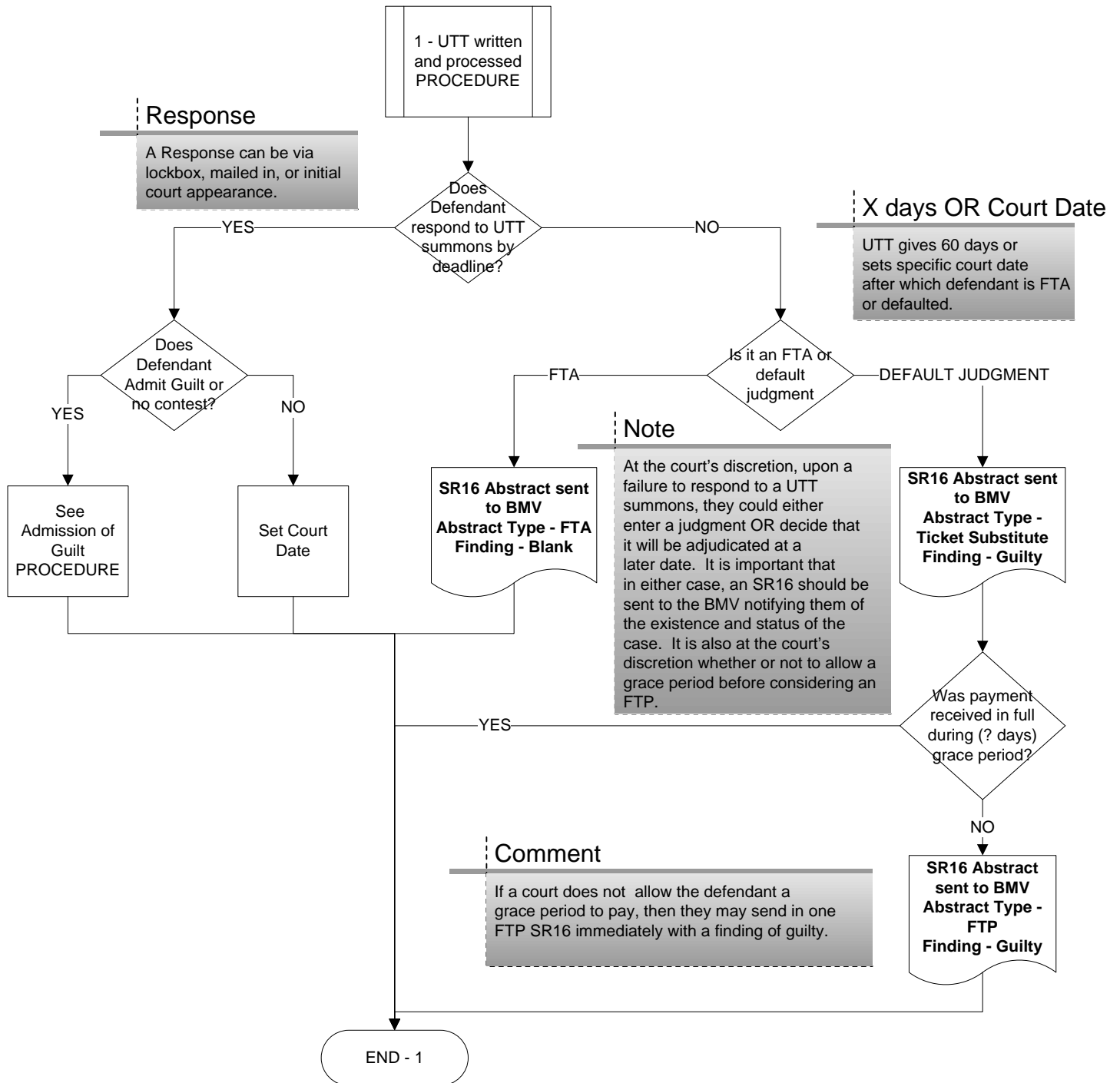
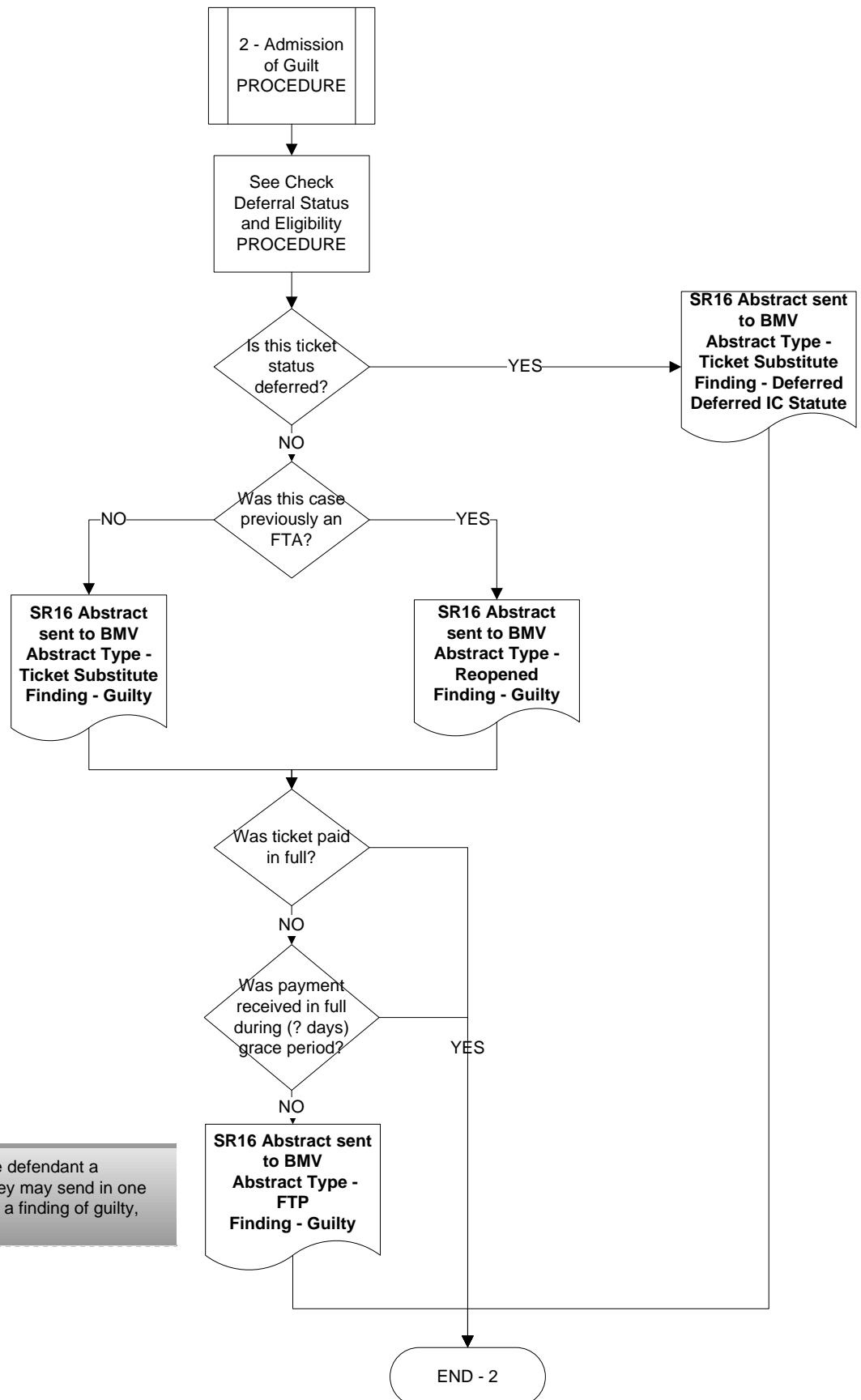


1 - UTT WRITTEN AND PROCESSED



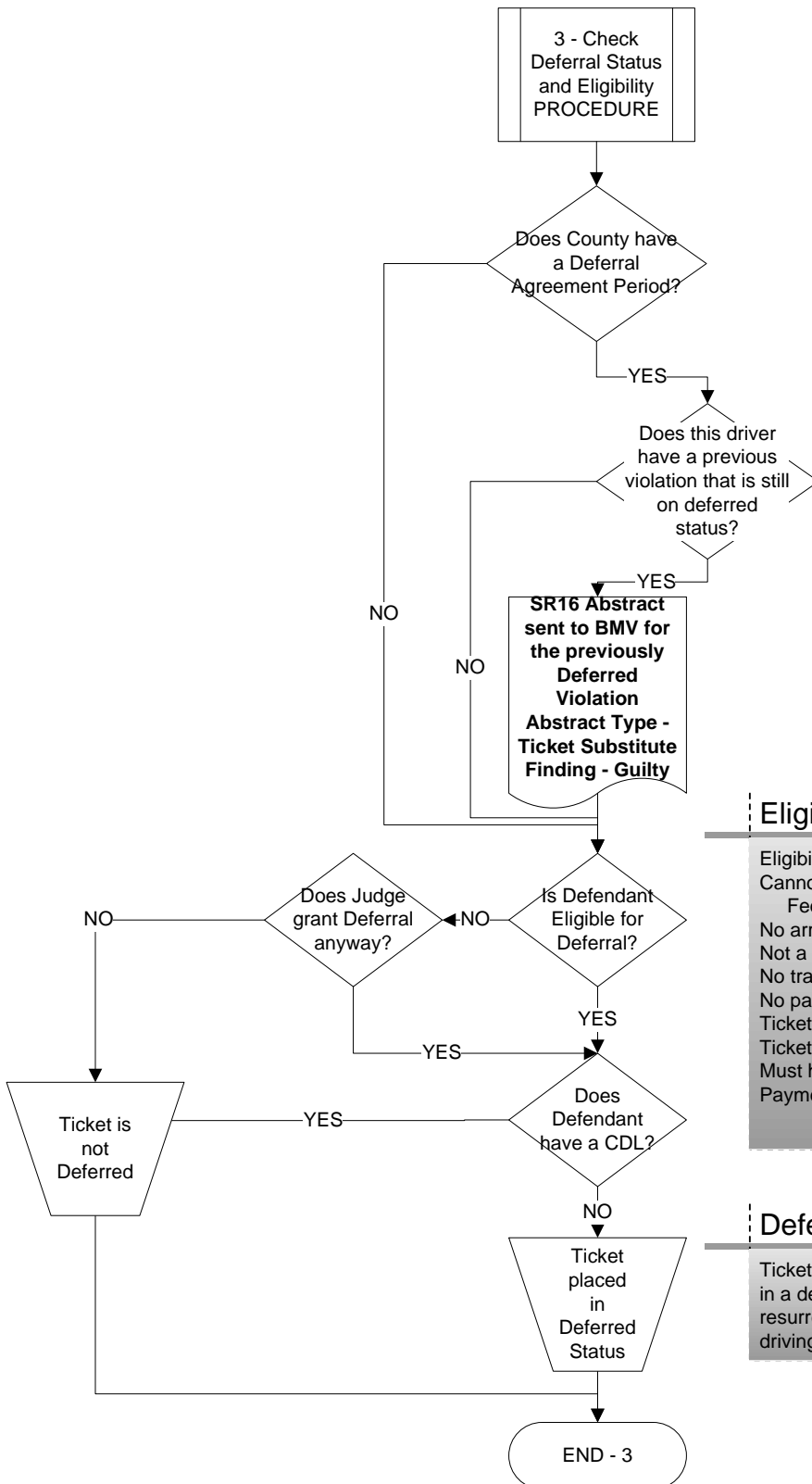
2 - ADMISSION OF GUILT



Comment

If a court does not allow the defendant a grace period to pay, then they may send in one FTP SR16 immediately with a finding of guilty,

3 - CHECK DEFERRAL STATUS & ELIGIBILITY



Note

The prosecutor's office determines eligibility for the deferral program including checking for previously deferred violations.

Eligibility Rules

Eligibility rules vary by county. Sample criteria follow:
Cannot have a CDL endorsement; this is not allowed by Federal & State law.
No arrests for drunk driving within the last 5 years.
Not a habitual traffic offender.
No traffic convictions in county in the past 2 years.
No participation in any county deferral program in the past 2 years.
Ticket not in a school zone or construction zone.
Ticket not for failure to yield to an emergency vehicle.
Must have zero points on your driving record.
Payment for Deferral must accompany request.

Deferred Ticket

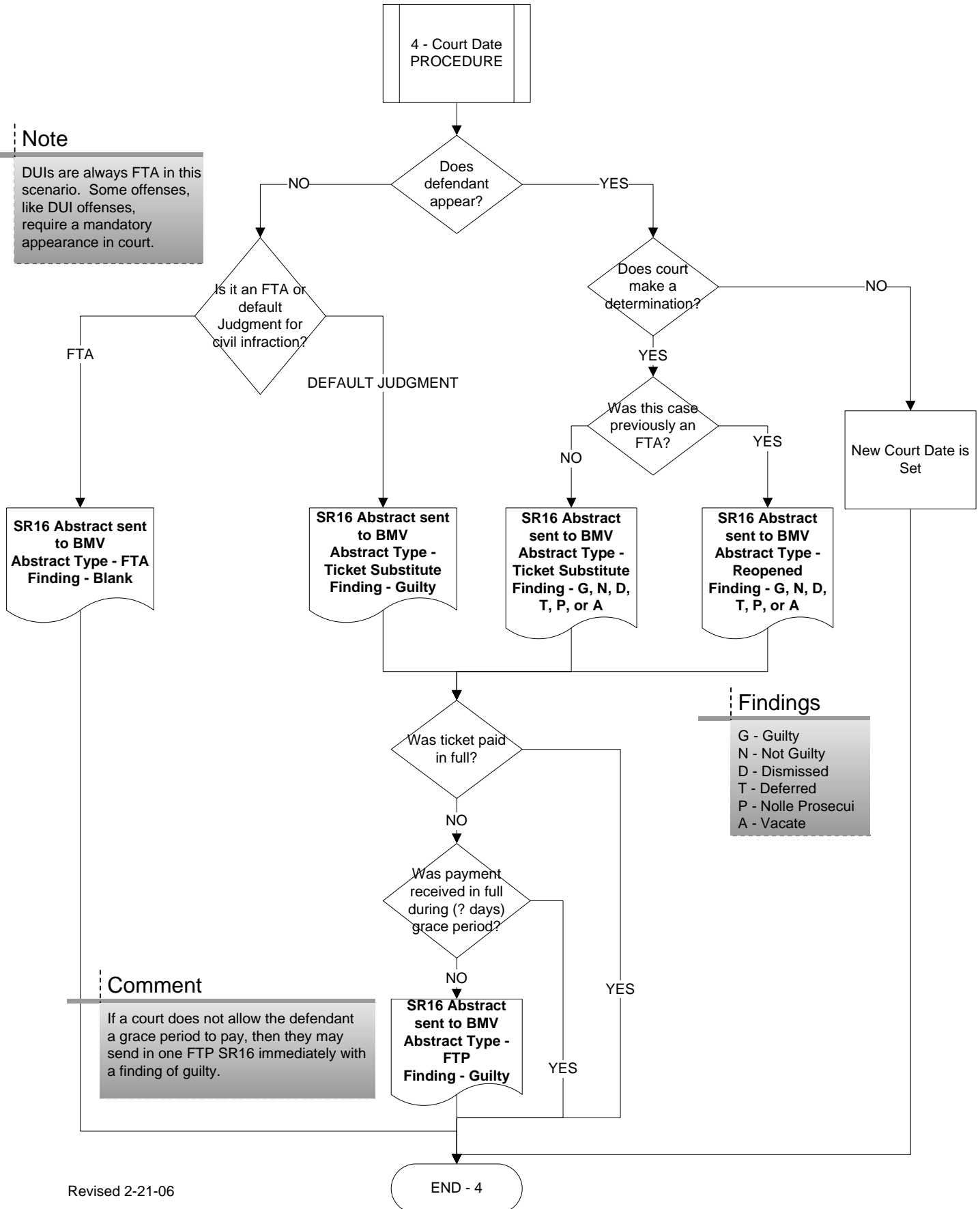
Ticketed Violation will be placed on hold in a deferred status. It may be resurrected upon a subsequent driving violation.

4 - Court Date

4 - Court Date PROCEDURE

Note

DUIs are always FTA in this scenario. Some offenses, like DUI offenses, require a mandatory appearance in court.



Findings

G - Guilty
N - Not Guilty
D - Dismissed
T - Deferred
P - Nolle Prosequi
A - Vacate

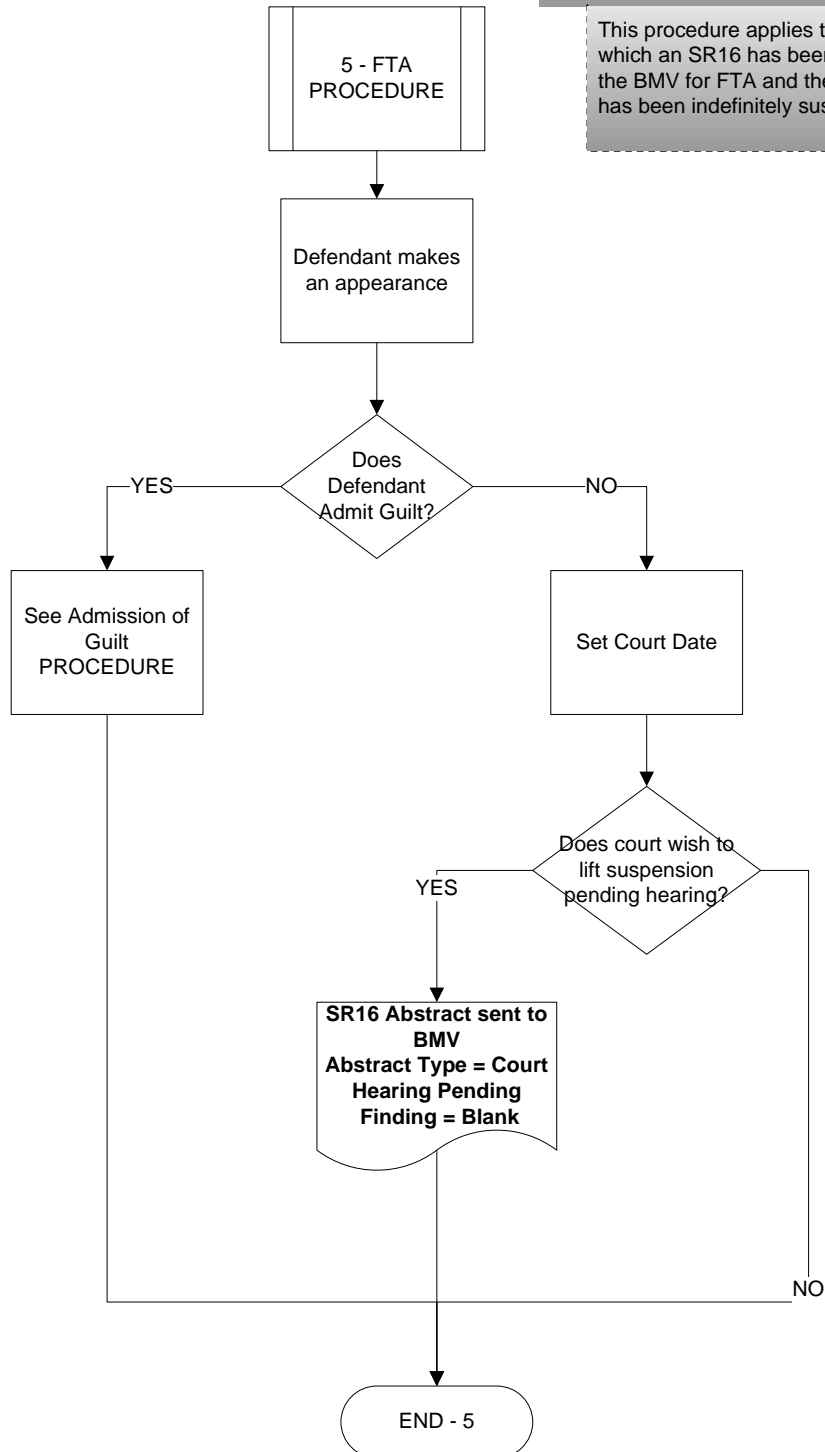
Comment

If a court does not allow the defendant a grace period to pay, then they may send in one FTP SR16 immediately with a finding of guilty.

5 – FAILURE TO APPEAR

Note

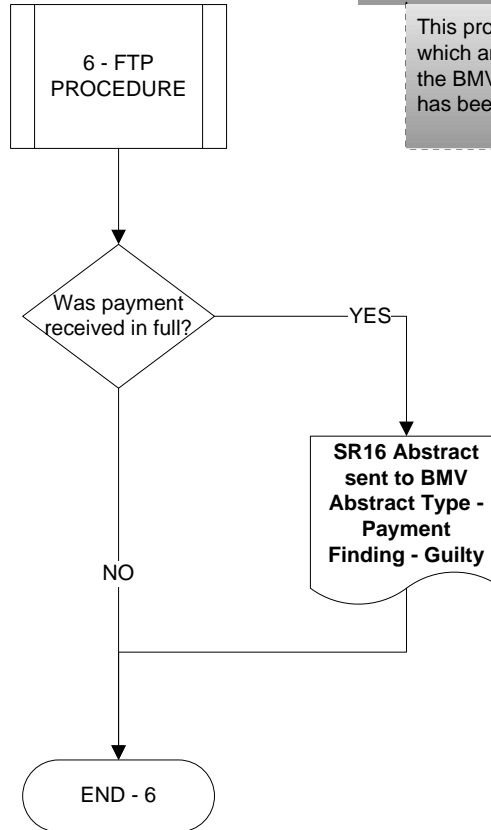
This procedure applies to defendants for which an SR16 has been previously sent to the BMV for FTA and the defendant's license has been indefinitely suspended.



6 – FAILURE TO PAY

Note

This procedure applies to defendants for which an SR16 has been previously sent to the BMV for FTP and the defendant's license has been indefinitely suspended.



7 - PROBABLE CAUSE

7 - Probable Cause Affidavit - OWI PROCEDURE

Following completion of PC affidavit for DUI, LEO sends pink copy of PCA to BMV

Comment

Equivalent to an Administrative per se. Not signed by judge.

Note

If court determines Probable Cause, the white copy of the PCA is signed by the judge. Order may suspend driving privilege immediately, or upon notification by the BMV.

Court determines if Probable Cause exists and sends white copy of PCA to BMV

Note

If court determines that probable cause exists at the initial hearing, the court should send the white copy of the PCA and a copy of the order for immediate license suspension, or the alternative, an order requiring an ignition interlock device.

YES

Is PCA for a CDL holder?

NO

BMV disqualifies CDL endorsement for 1 year and suspends base Operators license for 180 days.

BMV suspends base Operators license for 180 days, or enters alternative license suspension with interlock device.

Note

If the court enters an Order for use of interlock device pending case disposition, the order is either effective immediately or within 5 days after BMV notification.

Set Court Date

END - 7

8 - Deferral Agreement Period Completed

Note

To ensure compliance in MCSIA, the BMV requests that counties send an SR16 for ALL deferrals when they are initially offered. However, when a deferral agreement period has been successfully completed, the BMV requests that an SR16 showing charges dismissed only for tickets that have DUI charges be sent to the BMV.

